

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 27 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 03 1988 under 04627

The applicant **John and Mary Bogard** hereby make application for permission to change the **Point of Diversion** of water heretofore appropriated under **permit no. 51642 commercial use**

1. The source of water is **underground**
2. The amount of water to be changed **0.02 second feet**
3. The water to be used for **commercial**
4. The water heretofore permitted for **commercial**
5. The water is to be diverted at the following point (**Well no. 1 permit no. 51639**) **SW¼ SW¼ Sec. 26 T33N R22E MDB&M at a point from which the SW cor of said Sec. 26 bears S 84° W 1180 feet**
6. The existing permitted point of diversion is located within (**well no 4 permit 51642**) **In the SW¼ SW¼ Sec. 26 T33N R22E MDB&M at a point from which the SW corner of said Sec. 26 bears N 86° W at a distance of 760 feet**
7. Proposed place of use **SW¼ SW¼ Sec. 26, and NW¼ NW¼ Sec. 35, T33N R22E MDB&M**
8. Existing place of use **same as above**
9. Use will be from **Jan 1 to Dec 31** of each year.
10. Use was permitted from **Jan 1 to Dec 31** of each year.
11. Description of proposed works **6" steel cased well approximately 80' deep ¾ horse pump 1½ pipe diverted to workshops and landscape**
12. Estimated cost of works **\$1500 - \$2000**
13. Estimated time required to construct works **1 year Extension was filed earlier this year. Additional pipe drainage needs to be compleated. Works are mostly constructed**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks: **Water is used for landscaping of and manufacturing processes in the Planet X Pottery Complex and some domestic use**

By **John Bogard**
s/John Bogard
P.O. Box 4
Gerlach NV 89412

Compared cmf/sam mt/hk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 51642 is issued subject to the terms and conditions imposed in said Permit 51642 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02 cubic feet per second, and not to exceed 8.28 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 27, 2006

Proof of completion of work shall be filed on or before:

January 27, 2007

Water must be placed to beneficial use on or before:

December 27, 2009

Proof of the application of water to beneficial use shall be filed on or before:

January 27, 2009


Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 21st day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____